

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

CITY OF ALMATY, KAZAKHSTAN and
BTA BANK JSC,

Plaintiffs,

-against-

FELIX SATER, DANIEL RIDLOFF,
BAYROCK GROUP INC., GLOBAL
HABITAT SOLUTIONS, INC., RRMI-DR
LLC, FERRARI HOLDINGS LLC, and
MEM ENERGY PARTNERS LLC,

Defendants.

Case No. 1:19-cv-02645

NOTICE OF MOTION

PLEASE TAKE NOTICE, upon the attached Memorandum of Law, the Declaration of Michael S. Horn, accompanying exhibits, and all other papers and proceedings herein, Defendant, Ferrari Holdings LLC shall move before this Court, before the Honorable Alison J. Nathan, at the Courthouse, 40 Foley Square, New York, New York 10007, on a date to be determined by the Court for an order: 1) pursuant to FRCP 12 (b) (6) and Rule 8 (a) and Rule 9 (b) dismissing the claims against Ferrari Holdings LLC in the First Amended Complaint, and granting Ferrari Holdings LLC other, further, and different relief the Court deems just and proper. The basis for the motion is set forth in the accompanying memorandum of law.

Respectfully Submitted,

ARCHER & GREINER, P.C.

630 Third Avenue, 7th Floor

New York, New York 10017

Phone No.: (201) 342-6000

Facsimile: (201) 342-6611

Attorneys for Defendant, Ferrari Holdings LLC

By: /s/ Michael S. Horn, Esq.

Michael S. Horn, Esq.

mhorn@archerlaw.com